



1645
Atty. Dkt. No. 073406-0701

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: PELLETIER et al.

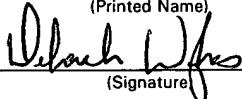
Title: COMPOSITIONS AND
METHODS INVOLVING AN
ESSENTIAL
STAPHYLOCOCCUS AUREUS
GENE AND ITS ENCODED
PROTEIN STAAU_R9

Appl. No.: 10/025,222

Filing Date: 12/19/2001

Examiner: Unassigned

Art Unit: 1645

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with Federal Express in a box addressed to: U.S. Patent and Trademark Office, 2011 South Clark Place, Customer Window, Mail Stop: Fee Amendment, Crystal Plaza Two, Lobby, Room 1B03, Arlington, Virginia 22202, on the date below.	
8312 5880 3850	7/3/03
8312 5880 3816	
(Tracking Number)	(Date of Deposit)
Deborah Wykes	
(Printed Name)	
	
(Signature)	

#12

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window,
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

Also attached is a copy of the International Search Report for the corresponding international application. PCT/CA01/01848.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of

the present application or that such document is considered material to patentability as defined in 37 CFR § 1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR § 1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

All of the documents are in English.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP § 609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed

herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date 3 July 2003

FOLEY & LARDNER
P.O. Box 80278
San Diego, California 92138-0278
Telephone: (858) 847-6714
Facsimile: (858) 792-6773

By Wesley B. Ames

Wesley B. Ames
Attorney for Applicant
Registration No. 40,893



Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office, U.S. DEPT. OF COMMERCE
Respond to a collection of information unless it contains a valid OMB control

Substitute for form 1449B/PTO

Date Submitted: July 3, 2003

(use as many sheets as necessary)

Sheet	1	of	2
-------	---	----	---

Complete if Known

Applicati n Numb r	10/025,222
Filing Dat	12/19/2001
First Nam d Inv ntor	Pelletier, et al.
Group Art Unit	1645
Examiner Name	Unassigned
Attorney Docket Number	073406-0701

[illegible][illegible]Date
Considered

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.